

Appl. No. 09/505,830
Amdt. dated August 09, 2004
Reply to Office action of May 21, 2004

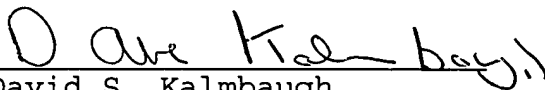
REMARKS/ARGUMENTS

This amendment is being submitted with the appeal brief to remove issues from appeal by canceling independent claim 6 and claims 7, 9, and 11 which are dependent from claim 6. The claims remaining on appeal are independent claim 13 and claim 16 which is dependent from claim 13. In accordance with MPEP 1207 which states:

"Except where an amendment merely cancels claims,.....removes issues from appeal or in some other requires only cursory review by the examiner, compliance with the requirement of a showing 37 CFR 1.116 will be expected of all amendments after final rejection."

Since this amendment is canceling claims, it is respectfully requested that the Examiner enter the amendment, pursuant to MPEP 1207. The claims pending in the appeal of the above-identified application are claims 13 and 16.

Respectfully submitted,


David S. Kalmbaugh
Reg. No. 29,234
Tel.: (805) 989-8266